

42
13

FILED
NOV 16 2010
MICHAEL E. KUNZ, Clerk
by _____ Dep. Clerk

AND NOW, this 16th day of November, 2010, upon careful and independent consideration of the Petition for Writ of Habeas Corpus, the Response and Reply thereto, and after review of the Report and Recommendation of United States Magistrate Judge Arnold C. Rapoport, IT IS HEREBY ORDERED that:

1. the Report and Recommendation is APPROVED and ADOPTED;
2. the Petition for Writ of Habeas Corpus is DISMISSED WITH PREJUDICE and without an evidentiary hearing; and
3. there is no probable cause to issue a certificate of appealability.

BY THE COURT:

/S/LEGROME D. DAVIS

mailed
to
Enniskillen
11-17-10
Allanworth
with the spoon
P.P.

Docket to Stats